U. S. DEPARTMENTS

by the department of labor 332 have been found to be within the meaning of the deportation laws. Fully 1.633 cases have been canceled and 63 have been deferred for further study or con-

The conclusion which has been reached by members of congress is that either the department of justice has been over-sealous in accessing innocent people and subjecting them and their families to hardships, or else the department of labor has been ever-friendly to the aliens and construed the law in such a way as to nullify its enforcement. The attitude of the department of labor as expressed by Assistant Secretary Post is described in the case of Thomas Russels, which has just been decided in the latter's favor because he was not deemed to have become a member of the communist party, although he had permitted his name to be signed its purpose.

Post Outlines a Case.

Post Outlines a Case.

Says Mr. Post: "Under the law alters must be deported if they are members or affiliated with the communist party of America. If this clause be construed as meaning that alters who have one technically become members of the communist party must be deported even though they have no guilty knowledge or that the principle of once a member always a member applies, it might be possible to spell out the circumstances in this case a membership for which deportation would be mandatory.

"Having applied for membership before the prescribed organization was born and withdrawn before its consitution was brought even perfunctorily to his attention, this alieu would seem, to a fair American mind, to lack the requisites even of technical membership. If, however, the requisites of technical membership were all present, nevertheless the congress of the United States should not bastily be presumed to have intended that resident aliens be arrested and deported as members of an unlawful organization, when all the circumstances show the alien himself to have been innecent of any guilty knowledge or motive in taking membership, and when it appears not only that he is, and has been, wholly free from any hostile purpose toward this government, but that he is sempathetic with our democratic institutions.

"Some members of congress may possibly have intended, when they voted for this law, to have it construct in a narrow and un-American fashion; but it would not be reasonable to infer that congress as the constitutional law-making body of this country, enacted this law with any such un-American purposes. I shall therefore assume in this case, as I have in a large number of similar cases; that congress intended the act of Oct. 18, 1918, to be considered reasonably with reference to the individual knowledge and intent of persons drawn innocently into an unlawful membership.

Considered Typical Case, of the character of the organization to which he has been transferred. In other cases he has signed applications before the existence of the unlawful organization and has never confirmed his membership by any conscious act. Sometimes an organizer or a friend has signed the application for him. As a rule, the hearings show the aliens arrested to be working men of good character who have never been arrested before, who are not anarchists or revolutionists, nor politically or otherwise dangerous in any sense. Many of them, as in this case, have American-born children. It is pitiful to consider the hardships to which they and their families have been subjected during the past three or four months by arbitrary arrests. There have been cases of long detention in default of bail beyond the means of hard-working wage earners to give, for nothing more dangerous than affiliating with friends of their own race, country and language, and without the sightest indication of sinister motive, or any unlawful act within their knowledge or intention.

Considered Typical Case.

"I have described this case at length because in most if not all essentials it is typical of a large proportion of fully 1,000 cases I have decided after hearings in which warrants of arrest had been issued by the department of labor in prima facie proof of probable cause furnished by special agents of the department of justice. The aliens are arrested and imprisoned; while in prison they are subjected to a police inquisipartners of justice. The area are are subjected to a police inquisition; an affidavit showing probable cause—upon information and belief—thereupon presented to the department of labor whereupon the latter department instead its warrant of arrest, take over the custody of the alien as by law it is required to do, and proceeds a usual under the expulsion clause of the immigration slations are reported verbatim in regular course to the department of labor and the secretary or his lawfill representative comes to examine those records, it is found in a large proportion of the large number of case; I have examined that there is no better reason for deportation than is disclosed in the present case. In some case the memberality is "automatic," the arrested the besides heading heading heading head regardered from

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well us to the automobile world, is iat of the promotion of John D. Coss the position of manager of the Buick company, Philadelphia.

Mr. Coss was formerly branch man tumbus. O. later sales manager of the Chicago branch of the Buick Motor ompany and for the past two years been manager of the Memphis branch for the same company. His prootion comes as a result of his wide ex intiring efforts in promoting interests of the organization with which he i ssociated. As manager of the Memthis branch, he has been instrumental in building up one of the largest and sest dealer organizations in the South. best dealer organizations in the South. In a meeting at the Gayoso hotel last Wohnesday, E. B. Wilson, director of sales, Buick Motor company, Flint, Mich., addressed the dealers of the Memphis branch. At the conclusion of the meeting he announced the transfer of Mr. Coss and the appointment of Mr. Coss' successor, G. B. Gillespie. Mr. Gillespie has been sales manager since the opening of the Memphis branch. Mr. H. V. Neff, who has also been associated with this organization for the past three years in the capacity of territory man, will succeed Mr. Gillespie as sales manager.

Cannot Permit Conspiracies.

processes."

As a consequence of the foregoing case, Fost has drawn up certain rules for the guidance of his department in handling deportation arrests. This series of rules has come in for severe criticism at the department of justice on the ground that deportation is made virtually impossible. The controversy between the two departments is a friendly one and the interest of the

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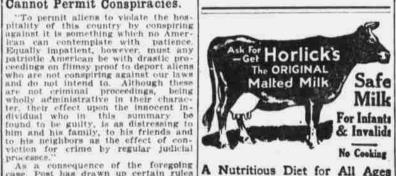


president hinself has been elicited straighten it out with the prospect the congress, stimulated by the cuttaw rai way strike, may also take a hand at investigate the whole question of be

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COURTS RESUME AFTER VACATION FOR GAME

Courts of Shelby county resumed their activities Saturday at a point where they had been terminated Friday neon to enable attaches and judges to attend the opening game of the 1920 baseball season at Russwood park.



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JAPS AND RUSSIANS CONTINUE FIGHTING

The News Scimitar

VLADIVOSTOK, April 17. (By the Associated Press.)—Heavy fighting between Russian and Japanese forces continues at Khabarovsk, on the Amurriver, and casualties suffered by each side are heavy, according to reports received here.

Towns along the Ussuri river branch of the Trans-Siberian railroad, north of here, are all in the hands of the Japanese, but hundreds of Russians are fleeing to the hills and have again started guerilla warfare.

Arrests of Russians by Japanese in this city continue, but government buildings are being returned to Russians and the red flag is reappearing.

Geo. Krakovetsky, commander of the grovirional government's troops here, rovisional government's troops here as resigned, and has been succeeded

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by Gen. Soldereff, former commander in chief, under the all-Russian government at Omsk, who resigned his post when Admiral Kolehak assumed power there. Gen. Antonovitch, who acted as chief of staff with Gen. Roganoff, will act in the same capacity with Gen. Soldereff.

MARTIN G. SMITH DIES.

CHATTANOOGA, Tenn., April 17 .-Martin G. Smith, 40, lawyer, former member of the Georgia legislature, for four terms, and formerly clerk of the superior court of Dade county, died here this morning after two weeks' illness. He was an army service man, resigning a seat in the legislature to enlist.

Two Vacancies In Marine Corps Here

Two vacancies are announced the recruiting detail of the U. S. marine corps on duty in Memphis. It is planned to recruit to full strength, from ex-marines, now living in Memphis.

During the past week 10 men were accepted for first enlistment and two for re-enlistment. They are: Whit W: Wofford, Carl Hamann, Perry White, Roland G. Ford, Teddy McCall, Curtis A. Greaver, William L. Norton, Sidney B. Bolton, Marcus F. Shannon, Joe Mitkusivifeh, Jr., Forest A. Ware and Melvin H. Watson.

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Realty deals will be handled by th Co-operative Improvement company, charter for which was granted Friday. Capital stock is listed at \$10,000. The list of incorporators are: E. T. DePass, E. A. Passino, Mrs. M. F. Rand, H. C. Foster, W. D. Jemison, Edward Kennedy, R. S. Keebler and G. W. Ritchie. speeding on their way to New York, thence to be taken to Ellis Island for

11 TO BE DEPORTED. CHATTANOOGA, Tenn., April 17,-Eleven alien prisoners, who interned at the German war prison barracks at Fort Oglethorpe, are today



Merrily We Roll Along

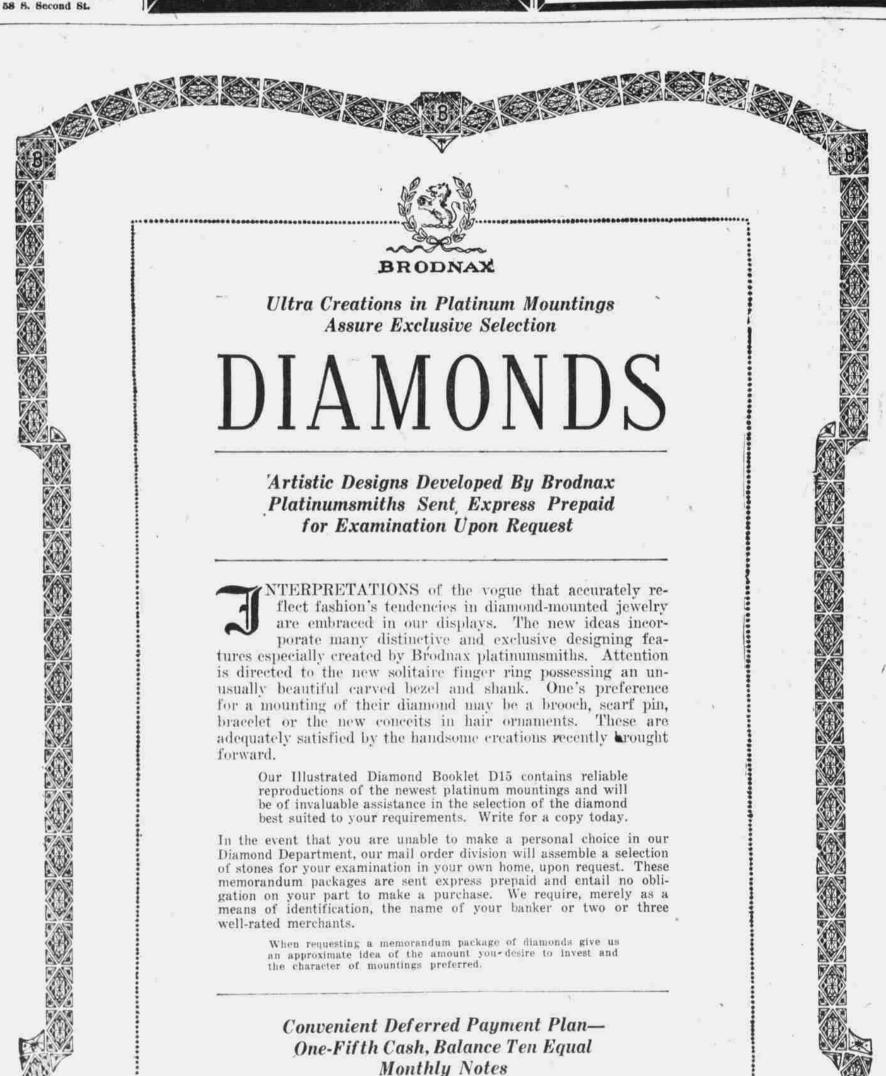
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